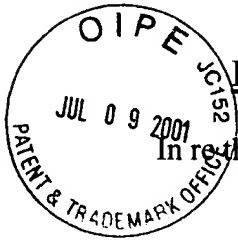


73C D



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Atty. Docket No.: 00702.00019

Stanislaw W. JANISIEWICZ et al.

Serial No.: 09/820,874

Filed: March 30, 2001

For: VARIABLE RELUCTANCE MOTOR
WITH IMPROVED TOOTH
GEOMETRY

**PETITION AND PARTIAL RESPONSE TO
NOTICE TO FILE CORRECTED APPLICATION PAPERS**

Attn: Initial Patent Examination Division
Commissioner for Patents
Washington, D. C. 20231

Sir:

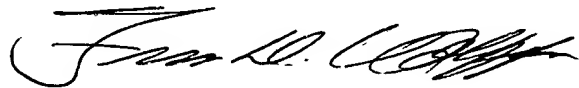
In partial response to the Notice to File Corrected Application Papers mailed May 9, 2001 (hereinafter "the Notice"), Applicants respectfully petition and contend that the item noted as being omitted was, in fact, deposited in the U.S. Patent and Trademark Office (USPTO) concurrently with the filing of the instant application. The Notice indicates that Fig. 3 was omitted from the filing. However, as evidence of Applicants' contention that Fig. 3 was submitted concurrently with the application, attached hereto is a copy of one drawing sheet which contains Figs. 3, 4, and 7 (Fig. 3 is circled in red ink). A copy of Applicants dated receipt card is also attached, along with a copy of the Notice.

Since the Fig. 3 was not omitted and, in fact, was received by the USPTO, it is believed that no fee is required for consideration of this Petition. However, should the Petition Fee (\$130) under 37 C.F.R. § 1.17(h) be required for consideration of this petition, such should be charged

to our Deposit Account No. 19-0733. The Commissioner is authorized to charge any additional fees or refund any overpayments to our Deposit Account No. 19-0733.

Regarding the requirement to submit substitute drawings, Applicants are in the process of preparing formal drawings and it is anticipated that substitute drawings in compliance with 37 C.F.R. § 1.84 will be submitted no later than August 9, 2001. Applicants will, at that time, file the requisite extension of time to ensure entry of the substitute drawings.

Respectfully submitted,



Franklin D. Wolffe
Reg. No. 19,724

Date: July 9, 2001

Banner & Witcoff, Ltd.
1001 G Street, N.W.
Washington, D. C. 20001-4597
(202) 508-9100

FDW:lab

☒ **PATENT** ☐ **DESIGN** B&W Ref. 00702.00019 Date 3-30-01
☐ **HAND CARRY Group/Section** _____ Bldg _____ Rm _____
 Serial/Patent No. TBA Atty/Sec FDW/lab
 Inventor Janisiewicz et al Client UIC
 Title Variable Reluctance Motor With Improved Tooth Geometry

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:
☒ 12 total pp Spec., including : # of Claims 20
 (# of independent claims 2); ☒ Abstract
☒ Drawings : ☐ Formal ☒ Informal
 # of distinct sheets 5 : Figs. _____
☒ Declaration/PoA : ☒ Executed ☐ Unexecuted
☒ Assignment w/PTO Cover Sheet
☐ Small Entity Declaration
☐ IDS w/PTO 1449 ☐ References ☐ w/Fee
☐ Preliminary Amendment
☐ Priority Claim (Foreign or U.S.Prov. B&W# _____)
 Country _____ Appl. # _____ Date _____
☐ w/Foreign Priority Document(s)
☐ Application : ☒ CIP ☐ Continuation ☐ Divisional
 Parent Ser. No. 09/538,897 B&W# 702.00004
☐ U.S. Provisional _____ pp Spec/Clms; Cover Sht.
☐ Response to Missing Parts/Rqmts. dtd _____
☐ Request for Expedited Foreign Filing License
☐ Request for Corrected : ☐ Filing Rec ☐ Assignment ☐
☐ Response to Restriction/Election Requirement

☐ Sequence Listing : ☐ Diskette ☐ Paper
☐ Amendment ☐ Response : OA dtd _____
☐ CPA ☐ RCE ☐ w/Ext of Time : OA dtd _____
☐ Petition for Extension of Time until _____
☐ Request for Approval of Drawing Changes
☐ Notice of Appeal & Fee
☐ Brief : ☐ Appeal & Fee ☐ Reply
☐ Request for Oral Hearing
☐ Issue Fee ☐ Adv. Patent Copies (#ordered _____)
☐ Notice of Allowance dtd _____
☐ Amendment under 37 CFR 1.312
☐ Request for Certificate of Correction
☐ Check # _____ for \$ _____
☐ Check # _____ for \$ _____
☒ Fee Transmitted

25

U.S. PATENT AND TRADEMARK OFFICE
 MAR 30 2001
 B&W Rev. 10/00

JC978 U.S. PTO
09/820874
03/30/01

FDW



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/820,874	03/30/2001	Stanislaw Wladyslaw Janisiewicz	00702.00019

RECEIVED

CONFIRMATION NO. 3636

FORMALITIES LETTER



OC000000006058007

22907

BANNER & WITCOFF

1001 G STREET N W

SUITE 1100

WASHINGTON, DC 20001

MAY 10 2001

BANNER & WITCOFF LTD.

DOCKETED

MAY 10 2001

Date Mailed: 05/09/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

DOCKETED

MAY 10 2001

Petition Due
09/22/01

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been **omitted** from the application:

- Figure(s) 3 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

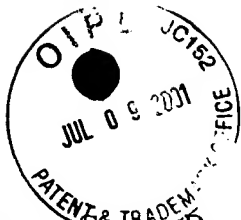
*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/820,874	03/30/2001	Stanislaw Wladyslaw Janisiewicz	00702.00019

22907
BANNER & WITCOFF
1001 G STREET N W
SUITE 1100
WASHINGTON, DC 20001

CONFIRMATION NO. 3636

FORMALITIES LETTER



OC000000006058007

Date Mailed: 05/09/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been **omitted** from the application:

- Figure(s) 3 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE